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July 8, 1997

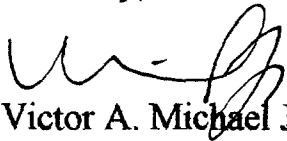
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, DC 20554

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Dear Secretary,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Ashton, Idaho.

Sincerely,



Victor A. Michael Jr.  
President  
Mountain Tower Broadcasting

c/o Magic City Media  
1912 Capitol Avenue, Suite 300  
Cheyenne, Wyoming 82001

307-632-4400

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ORIGINAL

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

In the matter of: )  
 )  
Amendment of Section 73.202 (b) )  
 )  
Table of Allotments )  
 )  
FM Broadcast Stations )  
 )  
(Ashton, Idaho)

RM-\_\_\_\_\_

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**PETITION FOR RULE MAKING**

In this petition, Mountain Tower Broadcasting is hereby requesting to allot channel 224A (92.7 Mhz) to Ashton, Idaho as its first local FM allotment.

**INTRODUCTION**

1. This statement is a petition for rule making to allot FM channel 224A (92.7 Mhz) to Ashton, Idaho and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 224A to Ashton will have.

**DISCUSSION**

2. Ashton is located in Northeast Idaho. It is also located within Fremont County, a county of some 11,500 persons. Ashton has a population of 1,114 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 224A to Ashton will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Ashton is located at Rexburg, Idaho. Rexburg is located 37 kilometers from Ashton.

It is obvious that from the above spacing that Ashton is presently without local FM service.

4. Ashton would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 37 Kilometers of Ashton. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Ashton area of emergency conditions caused by severe weather or other health hazards.

5. Channel 224A can be allotted to Ashton and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Ashton, Idaho	-----	224A

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 224A and the pertinent adjacent channels to 224A have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study ( N 44 - 07' - 01", W. 111 - 30' - 35") are that of a site located 7.6 kilometers northwest of the community of Ashton. A site restriction of 7.6 kilometers northwest will be required to allot channel 224A to Ashton. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Ashton. These sites would also provide full minimum spacing requirements to other allotments.

### CONCLUSION

7. It has been shown that Ashton would benefit from the allotment of channel 224A. It has also been shown that channel 224A can be allotted to Ashton and meet all rules regarding spacing from other stations. Considering these two facts, Mountain Tower Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 224A for Ashton, Idaho , 73.202.

8. Should channel 224A be allotted to Ashton, Idaho, I certify that I will file an application for a Construction Permit to operate an FM station for Ashton, Idaho.

## CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: July 9, 1997

Respectfully submitted,



Victor A. Michael Jr.  
President  
Mountain Tower Broadcasting

c/o Magic City Media  
1912 Capitol Avenue, Suite 300  
Cheyenne, Wyoming 82001

(307) 632-4400

MAPFM search of channel 224A6 (92.7 MHz), at N. 44 7 1, W. 111 30 35.

Searching Channel 224A6 (92.7 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Victor	ID	222	A	A	65.5	31.0	150.6°	34.5
ALC	Powell	WY	223	C	U	192.6	165.0	77.3°	27.6
KLZY	Powell	WY	223	C	L	192.6	165.0	77.3°	27.6
KLZY	Powell	WY	223	C	L	192.6	165.0	77.3°	27.6
ALC	Jackson	WY	227	C	V	93.1	95.0	139.7°	-1.9
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
NEW	Jackson	WY	227	C	A	95.0	95.0	140.1°	-0.0
ALC	Idaho Falls	ID	277	C1	U	70.6	21.0	205.3°	49.6
KFTZ	Idaho Falls	ID	277	C1	L	94.0	21.0	205.2°	73.0

FIGURE 1  
CHANNEL STUDY  
ASHTON, IDAHO  
MOUNTAIN TOWER BROADCASTING

FIGURE 1A  
MAP SHOWING  
ASHTON, IDAHO  
MOUNTAIN TOWER BROADCASTING

ASHTON QUADRANGLE  
IDAHO-FREMONT CO.  
7.5 MINUTE SERIES (TOPOGRAPHIC)

